

## **REMARKS**

### **I. Background**

The present Amendment is in response to the Office Action mailed February 8, 2008. Claims 1-15 and 40-43 were pending, with claims 40-43 being allowed. By this Amendment claims 1-8 and 12-15 have been cancelled and claims 8-11 have been amended. Claims 8-11 and 40-43 are now pending in view of the above amendments.

Reconsideration of the application is respectfully requested in view of the above amendments to the claims and cancellation of the identified claims. Claims 8-11 depend from the allowable independent claim 40. As such, Applicant respectfully submits that claims 8-11 are allowable for the same reasons as independent claim 40.

In view of the foregoing, Applicant respectfully submits that the rejections to the claims are now moot and do not, therefore, need to be addressed individually at this time. It will be appreciated, however, that this should not be construed as Applicant acquiescing to any of the purported teachings or assertions made in any action regarding the cited art or the pending application, including any Official Notice. Instead, Applicant reserves the right to challenge any of the purported teachings or assertions made in any action at any appropriate time in the future, should the need arise.

In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, the Examiner is requested to contact the undersigned attorney by telephone at (801) 533-9800.

Dated this 9th day of June, 2008.

Respectfully submitted,

/Fraser D. Roy, Reg.# 45666/

FRASER D. ROY  
Attorney for Applicant  
Registration No. 45,666  
Customer No. 057360  
Telephone (801) 533-9800